

# FISCAL NOTE

**Bill #:** HB0527

**Title:** Impose interlock ignition requirement on second or subsequent offense

**Primary**

**Sponsor:** Hal Harper

**Status:** As introduced

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Sponsor signature	Date	Dave Lewis, Budget Director	Date
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## Fiscal Summary

	<b><u>FY2000 Difference</u></b>	<b><u>FY2001 Difference</u></b>
<b>Expenditures:</b>		
General Fund	\$1,836	\$0
<b>Revenue:</b>	\$0	\$0
<b>Net Impact on General Fund Balance:</b>	<b>(\$1,836)</b>	<b>\$0</b>

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<b><u>Yes</u></b>	<b><u>No</u></b>		<b><u>Yes</u></b>	<b><u>No</u></b>	
	X	Significant Local Gov. Impact		X	Technical Concerns
	X	Included in the Executive Budget		X	Significant Long-Term Impacts

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## Fiscal Analysis

### ASSUMPTIONS:

#### **Department of Justice (DOJ)**

1. In calendar 1998 the DOJ, Motor Vehicle Division processed 1,355 second or subsequent violations of driving while intoxicated or under the influence of alcohol and 27 of those utilized the interlock devices.
2. It will be necessary for the Motor Vehicle Division to contract for programming with an outside vendor since programming staff are committed to completing the current backlog of more than 9,000 hours of programming necessary to comply with 1997 legislative changes, Y2K, and various other programs. One-time expenses for programming changes required are projected to cost \$1,500 for consultant services plus

(continued)

\$336 for increased computer processing charges generated during programming and system testing, or a total of \$1,836 during FY 2000. (20 hours at \$75/hour = \$1,500 + \$336 = \$1,836)

**Department of Corrections (DOC)**

1. Primarily the bill addresses second and third time DUI offenders, which are not in the DOC population. However, this bill could potentially decrease the number of individuals sentenced to the DOC on a 4<sup>th</sup> time DUI. As of 1/99 there were 70 offenders incarcerated either for a DUI offense or for a probation/parole violation on a DUI offense. This population includes offenders at Montana State Prison, Montana Women's Prison, Great Falls Regional Prison, Dawson County Law Enforcement Center, West Tennessee Detention Facility, and Central Arizona Detention Center. It does not include offenders in the pre-release centers, the Treasure State Correction Training Center, or under the Intensive Supervision Program. This includes only individuals who are currently serving prison sentences solely for 4<sup>th</sup> DUI offenses.
2. The DOC is unable to measure the fiscal impact of this bill because it is not possible to estimate how the ignition interlock may divert individuals from commitment to the DOC.

**FISCAL IMPACT:**

	<u>FY2000 Difference</u>	<u>FY2001 Difference</u>
<b>Department of Justice</b>		
<u>Expenditures:</u>		
Operating Expenses	\$1,836	\$0
<u>Funding:</u>		
General Fund (01)	\$1,836	\$0
<u>Revenues:</u>	\$0	\$0
<u>Net Impact to Fund Balance (Revenue minus Expenditure):</u>		
General Fund (01)	(\$1,836)	\$0